

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
NOV 2008

**RESPONSE OF JOHN MCCAIN 2008, INC. (JOSEPH SCHMUCKLER, TREASURER)**  
**TO THE DEMOCRATIC NATIONAL COMMITTEE'S COMPLAINT IN**  
**MATTER UNDER REVIEW 6112**

2008 DEC 23 A 11: 10

13044341508

In an effort to achieve full financial transparency, John McCain 2008 ("Campaign") surpassed its legal obligation by voluntarily disclosing all contributors to the public through a searchable online database during the 2008 election.<sup>1</sup> The Democratic National Committee ("DNC"), though, now seeks to bludgeon the Campaign with this voluntary disclosure effort by filing a complaint with the Federal Election Commission ("Commission"). Tellingly, the DNC never references official disclosure reports filed with the Commission to allege that the Campaign accepted unlawful contributions and failed to fulfill recordkeeping obligations. Its claims are based solely on online data the Campaign voluntarily provided to the public—data that included inadvertent errors and, unlike reports filed with the Commission, failed to reflect the results of ongoing refund, redesignation, retribution, and "best efforts" follow-up processes. Sensing the thinness of its case, the DNC also cobbles together a litany of other allegations, ranging from a rehash of a settled public funding dispute to an objection regarding a nine-page request for additional information ("RFAI") from the Commission. Each of the DNC's accusations is without merit; each is addressed and rebutted below.

**I. The Campaign Did Not Unlawfully Accept Any Excessive Contributions**

Based solely on data supposedly "accessed . . . between October 18 and October 20, 2008" through the Campaign's voluntarily-provided online contributor database, the DNC falsely accuses the Campaign of accepting excessive contributions.<sup>2</sup> Specifically, the DNC avers that the Campaign "received 6,653 contributions[,] each of which was at least \$1,000 in excess of the applicable \$2,300 limit," including one contribution for \$56,047.<sup>3</sup> The DNC is peddling fiction here. The Campaign did not unlawfully accept *one* excessive contribution, let alone 6,653. And the alleged \$56,047 contributor actually gave the Campaign \$75.<sup>4</sup> To the extent that the DNC's claims have any basis, they are traced to two principal causes.

First, despite the Campaign's best efforts, its voluntarily-provided database contained data errors during the time period that the DNC supposedly used the database. These errors were unintentionally caused by inaccurate information contained within the database's "source" file and by a mistake in adding new data to that file.<sup>5</sup> The Campaign's voluntarily-provided database thus included multiple entries tied to a single, actual contribution for many of the Campaign's contributors during October 2008, the time during which the DNC used the database to prepare its complaint.<sup>6</sup>

<sup>1</sup> JohnMcCain.com Primary Election Donor Lookup Archive, attached hereto as Exhibit 1.

<sup>2</sup> Complaint of the Democratic National Committee (Oct. 24, 2008) at 3.

<sup>3</sup> Complaint of the Democratic National Committee (Oct. 24, 2008) at 2.

<sup>4</sup> Contribution Report for Brian Medeska, attached hereto as Exhibit 2.

<sup>5</sup> Affidavit of Michael Palmer ¶¶ 4-5, attached hereto as Exhibit 3.

<sup>6</sup> Affidavit of Michael Palmer ¶¶ 3-6, attached hereto as Exhibit 3.

Second, the Campaign's voluntarily-provided database did not reflect the Campaign's ongoing refund, redesignation, and reattribution processes. When a committee receives an excessive contribution, it has 60 days from the time of receipt to refund, redesignate, or reattribute the contribution before it is considered in violation of federal contribution limits.<sup>7</sup> Contribution processing continually occurs, with refunds, redesignations, and reattributions taking place at different times with different contributions. The Campaign's voluntarily-provided database was updated once each month, however, so it could only capture a "snapshot" of the Campaign's contribution processing at a particular point in time. The voluntarily-provided database therefore listed some contributors as giving over \$2,300 for an election, but in reality, these contributors received refunds or authorized redesignations and/or reattributions within the 60-day window.

The DNC asks the Commission to find the Campaign in violation of federal law based solely on information the Campaign voluntarily provided in an effort to be fully transparent. But the fact that the Campaign's voluntarily-provided database contained inadvertent data errors and captured information on a monthly basis does not indicate that the Campaign accepted any excessive contributions. Finding a violation on this basis would also punish the Campaign for its significant efforts to achieve full financial transparency and create considerable disincentives for future candidates and committees to undertake any voluntary disclosure efforts—a result at odds with the goals of federal campaign finance law.

## **II. The Campaign Complied with Contribution Recordkeeping Requirements**

The DNC claims that the Campaign violated recordkeeping requirements imposed on federal political committees simply because it received contributions from contributors that did not initially provide a name and/or address. This is a misstatement of the law. Commission regulations do indeed require that "[a]n account shall be kept . . . of all contributions received by or on behalf of [a] political committee" and that this "account" must include "the name and address of the contributor" for each contribution over \$50.<sup>8</sup> But Commission regulations also state that:

*In performing recordkeeping duties, the treasurer . . . shall use his or her best efforts to obtain, maintain and submit the required information and shall keep a complete record of such efforts. If there is a showing that best efforts have been made, any records of a committee shall be deemed to be in compliance with [the] Act.<sup>9</sup>*

To fulfill the treasurer's "best efforts" obligation and avoid any violation of law, all written solicitations must clearly request a contributor's name, address, occupation, and employer.<sup>10</sup> If a contributor gives over \$200 in aggregate, the treasurer must also make "at least one effort after

<sup>7</sup> 11 C.F.R. § 110.1(b)(5), (k).

<sup>8</sup> 11 C.F.R. § 102.9(a).

<sup>9</sup> 11 C.F.R. § 102.9(d) (emphasis added).

<sup>10</sup> 11 C.F.R. § 104.7(b)(1)(i).

the receipt of the contribution to obtain the missing information" in the form of an oral or written request within 30 days of receiving the contribution.<sup>11</sup>

The Campaign did not violate federal law because it exercised "best efforts" to find missing information. The Campaign disbursed to charity anonymous contributions over \$50.<sup>12</sup> All Campaign solicitations, including those on the Campaign's website, clearly requested contributors' personal information.<sup>13</sup> And if any contributors did not submit all required information, the Campaign's staff undertook considerable effort to find contributors' names and addresses by searching phone directories, web pages, and online databases and by sending written requests for missing information to contributors who gave a total amount exceeding \$200.<sup>14</sup> These efforts often yielded results. For example, of the 49 contributors listed by the DNC as missing a first name, 44 contributor names were located after the Campaign's initial "best efforts" processing.<sup>15</sup> The Campaign thus discharged its "best efforts" obligation, and as a result, the Campaign's records are "deemed to be in compliance with [the] Act."

The Campaign's voluntarily-provided database was updated once each month and only captured a "snapshot" of the Campaign's "best efforts" processing at that particular point in time. The database therefore listed some contributors without names or addresses when, in reality, the Campaign was constantly finding many names and addresses through its "best efforts" processing. Information found on the Campaign's voluntarily-provided database—information that the DNC relied upon to write its complaint—is not indicative of the Campaign's failure to comply with recordkeeping requirements under federal law.

### **III. The Campaign Has No "History of FECA Violations," Contrary to the Democratic National Committee's Claims**

The DNC falsely asserts that the "McCain Campaign has an extensive history of flouting the federal campaign finance laws."<sup>16</sup> In an interesting strategic move, the DNC first cites the Campaign's "unilateral[ ] withdraw[al] from participation in the matching funds program" as evidence of this assertion's truthfulness. But the Commission found no reason to believe that the Campaign's withdrawal was a violation<sup>17</sup> and ratified the Campaign's actions in a unanimous vote on August 21, 2008.<sup>18</sup> Since the Commission has already contradicted the DNC on this initial point, the Campaign need not do so in this response.

The DNC's second baseless allegation is that the Campaign somehow violated federal law by refunding "approximately \$50,000 in donations solicited by a foreign national, Mustafa

<sup>11</sup> 11 C.F.R. § 104.7(b)(2).

<sup>12</sup> John McCain 2008, Inc. Charitable Disbursements, attached hereto as Exhibit 4. See 11 C.F.R. § 110.4(c)(3).

<sup>13</sup> See, e.g., Contribution Webpage, JohnMcCain.com, attached hereto as Exhibit 5.

<sup>14</sup> Form Letter Requesting Additional Information, attached hereto as Exhibit 6.

<sup>15</sup> List of Contributors to John McCain 2008, attached hereto as Exhibit 7.

<sup>16</sup> Complaint of the Democratic National Committee (Oct. 24, 2008) at 1.

<sup>17</sup> Fed. Election Com'n, Matters Under Review 5976, 5984, and 6003 (2008).

<sup>18</sup> Fed. Election Com'n, Minutes of an Open Meeting of the Federal Election Commission, Agenda Document 08-22 (Aug. 21, 2008).

Abu Naba'a of Jordan."<sup>19</sup> However, the Federal Election Campaign Act, as amended ("FECA"), and Commission regulations do not prohibit foreign nationals from soliciting funds from federally permissible sources.<sup>20</sup> In fact, in a 2004 Advisory Opinion, the Commission expressly permitted a Guatemalan national acting as an uncompensated volunteer to "solicit funds from persons who are not foreign nationals."<sup>21</sup> Even if the Commission suddenly upended this settled precedent, Commission regulations would clearly limit a committee's liability to instances where the committee "knowingly" accepted or received funds.<sup>22</sup> The contributions at issue were allegedly solicited by Mr. Abu Naba'a, a volunteer who was unaffiliated with and uncompensated by the Campaign. The Campaign had no knowledge of Mr. Abu Naba'a and his supposed solicitation activities until *The New York Times* published an August 7, 2008 article that discussed both.<sup>23</sup> Although Commission precedent permitted the alleged solicitations made by an uncompensated foreign-national volunteer, the Campaign, out of an abundance of caution, immediately refunded contributions that were reportedly solicited by Mr. Abu Naba'a.<sup>24</sup> The Campaign also distributed a letter to all contributors solicited by Harry Sargeant (Mr. Abu Naba'a's business partner) that stated:

John McCain 2008 is prohibited by federal law from accepting contributions from corporations, government contractors, or foreign nationals (persons who are not US citizens or permanent residents). We may only accept contributions made by individuals from their own funds. Such contributions may not be reimbursed to you by any other person or entity.<sup>25</sup>

The Campaign's refund and letter, combined with the Campaign's lack of knowledge about Mr. Abu Naba'a and his alleged activities, prove that the DNC's allegation is erroneous. The Campaign in no way violated federal campaign finance law by accepting and then refunding these contributions.

As its third claim, the DNC wrongly declares that the Campaign violated federal law by "solicit[ing] \$5,000 to a joint fundraising committee . . . from the Russian Ambassador to the U.N., Vitality [sic] I. Churkin."<sup>26</sup> The DNC seems to advocate the application of a strict-liability standard. But the Commission has previously considered and rejected this type of standard.<sup>27</sup> Commission regulations only hold persons liable for "knowingly" soliciting a contribution from a foreign national.<sup>28</sup> To "knowingly" solicit a foreign national, the solicitor must:

<sup>19</sup> Complaint of the Democratic National Committee (Oct. 24, 2008) at 2.

<sup>20</sup> See 2 U.S.C. § 441e; 11 C.F.R. § 110.20(b), (g) (stating that a "foreign national shall not, directly or indirectly make a contribution or a donation" and that "[n]o person shall knowingly solicit, accept or receive from a foreign national any contribution or donation." (emphasis added))

<sup>21</sup> Fed. Election Comm'n, Adv. Op. 2004-26 at 3 (2004).

<sup>22</sup> See 11 C.F.R. § 110.20(g). The "knowingly" standard is discussed at greater length below.

<sup>23</sup> Michael Luo, *Family's Donations to McCain Raise Questions*, N.Y. TIMES, Aug. 7, 2008 (no page number available online).

<sup>24</sup> August Refund Lists, attached hereto as Exhibit 8. Even if the contributions had been impermissible, the Campaign would have had up to 30 days to return the contributions without any violation. 11 C.F.R. § 103.3(b)(2).

<sup>25</sup> Letter from John McCain 2008 Director of Treasury (Aug. 7, 2008), attached hereto as Exhibit 9.

<sup>26</sup> Complaint of the Democratic National Committee (Oct. 24, 2008) at 2.

<sup>27</sup> Fed. Election Comm'n, *Contribution Limitations and Prohibitions*, 67 Fed. Reg. 69927, 69941 (Nov. 19, 2002)

<sup>28</sup> 11 C.F.R. § 110.20(g).

- “Have actual knowledge” that the solicitee is a foreign national;
- “Be aware of facts that would lead a reasonable person to conclude that there is a substantial probability” the solicitee is a foreign national; or
- “Be aware of facts that would lead a reasonable person to inquire” about whether the solicitee is a foreign national.<sup>29</sup>

Pertinent facts that may lead to additional inquiry include a solicitee who resides abroad or who has a foreign address.<sup>30</sup> Here, the Campaign did not “knowingly” solicit any contribution from Ambassador Churkin. As part of a routine program to prospect for new contributors, an outside direct-mail vendor rented a list of U.S.-based *Foreign Affairs* magazine subscribers (the “List”) on the Campaign’s behalf.<sup>31</sup> The vendor subsequently verified through a computer process that the List featured only U.S. mailing addresses to ensure that foreign nationals were not solicited for contributions.<sup>32</sup> Ambassador Churkin—evidently a *Foreign Affairs* subscriber—and his U.S. address still appeared on the List after the vendor’s verification process because there was no indication that Ambassador Churkin was a foreign national.<sup>33</sup> The Campaign had no “actual knowledge” and was not aware of any facts regarding Ambassador Churkin’s foreign-national status when a McCain-Palin Victory 2008 joint fundraising committee letter was subsequently sent to the entire List, including Ambassador Churkin’s U.S. address.<sup>34</sup> The Campaign therefore did not violate federal law’s prohibition on “knowingly” soliciting a contribution from a foreign national.

The DNC’s fourth and final piece of proof concerning the Campaign’s alleged law-flouting history is a nine-page Commission RFAI.<sup>35</sup> As the Commission knows, an RFAI is exactly that—a request by the Commission for additional information. An RFAI does not, in and of itself, prove a legal violation. Only when an RFAI is abnormally long does it raise considerable questions about a committee’s compliance with federal campaign finance laws. Accordingly, for purposes of evaluating compliance efforts, the Campaign is happy to compare a nine-page RFAI with the 182- and 194-page RFAs received by President-elect Obama, the Democratic Party’s 2008 nominee.<sup>36</sup>

Unfortunately for the DNC, its accusations demonstrate its own practice of “grasping at straws” rather than the Campaign’s “extensive history of flouting the federal campaign finance laws.” None of the four items on the DNC’s “laundry list”—the Campaign’s withdrawal from public funding, refund of contributions, incidental solicitation of a foreign ambassador, and receipt of a nine-page RFAI—show any violations of federal law. The Commission should therefore not pay any heed to these groundless claims.

<sup>29</sup> 11 C.F.R. § 110.20(a)(4).

<sup>30</sup> 11 C.F.R. § 110.20(a)(5).

<sup>31</sup> Affidavit of Derby H. Watkins ¶¶ 3-4, attached hereto as Exhibit 10.

<sup>32</sup> Affidavit of Derby H. Watkins ¶ 5, attached hereto as Exhibit 10.

<sup>33</sup> Affidavit of Derby H. Watkins ¶ 6, attached hereto as Exhibit 10.

<sup>34</sup> Affidavit of Derby H. Watkins ¶ 6, attached hereto as Exhibit 10.

<sup>35</sup> Complaint of the Democratic National Committee (Oct. 24, 2008) at 2.

<sup>36</sup> These Requests for Additional Information were issued on October 14, 2008 and November 14, 2008.

#### **IV. Conclusion**

The Campaign disclosed all of its contributors in a user-friendly online database despite the fact that it was not legally required to do so. The online database contained data errors and could not show the results of ongoing refund, redesignation, reattribution, and "best efforts" follow-up processes, but this does not in any way prove that the Campaign unlawfully accepted excessive contributions. Moreover, finding a violation on this basis would contradict FECA's goals by penalizing the Campaign for "going the extra mile" and by creating disincentives for future committees to voluntarily disclose all of their contributors. The DNC's other claims regarding, among other things, recordkeeping requirements and foreign-national solicitations, are also without basis. Therefore, the Commission should find that no violation occurred and should dismiss this Matter.

C

C

# Exhibit 1

13044341514

**McCain  
Palin**COUNTRY FIRST  
REFORM PROSPER[HOME](#) [ABOUT](#) [ISSUES](#) [NEWS & MEDIA](#) [EVENTS](#) [BLOG](#) [COALITIONS](#) [ACTION](#) [STORE](#) [CONTRIBUTORS](#)

## Primary Election Donor Lookup Archive

McC

Because the McCain-Palin Campaign is participating in the presidential public funding system, it will not raise private contributions after August 31, 2008 for any candidate's election. However, in the interest of full disclosure, we will continue to provide full public access to the contributor database from our previous primary-election campaign. Use the form below to search for John McCain 2008 primary-election donors. Please enter a Last Name or PAC name in the first field; the city, state and donation amount fields are optional. A list of primary-election fundraisers can be found [here](#). A Donor Lookup page for contributors to McCain-Palin Compliance Fund is coming soon.

Last Name/PAC: *Begins with:*

City: *Begins with:*

State/Country:  ☐

Zip Code:

Donation Amount: Between \$  and \$



13044341515



# Exhibit 2

13044341516

**McCain  
Palin**COUNTRY FIRST  
REFORM PROSPER[HOME](#) [ABOUT](#) [ISSUES](#) [NEWS & MEDIA](#) [EVENTS](#) [BLOG](#) [COALITIONS](#) [ACTION](#) [STORE](#) [CONTRIBUTE](#)

## Primary Election Donor Lookup Archive

McC

Donor	City	State	Zip Code	Amount	Return to
					Donation Date
Medeska, Brian	Farmington	CT	06032	\$25.00	8/9/2007
Medeska, Brian	Farmington	CT	06032	\$50.00	1/31/2008

*The maximum an individual may contribute is \$2,300 for the primary election and an additional \$2,300 for the general election. Couples may contribute \$4,600 for the primary and general elections, respectively. Federal PACs may contribute \$5,000 for each election.*

13044341517

# Exhibit 4

13044341518

## John McCain 2008, Inc.

## Charitable Disbursements

Type	Date	Num	All Transactions		Name Street1	Name Street2	Name City	Name State
Bill Print-Check	08/30/2007	1062	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Bill Print-Check	07/31/2007	1154	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Bill Print-Check	10/15/2007	1280	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Bill Print-Check	01/31/2008	1492	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Bill Print-Check	03/31/2008	1641	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Bill Print-Check	04/08/2008	1653	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Bill Print-Check	06/24/2008	1982	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Bill Print-Check	08/09/2008	2341	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Bill Print-Check	10/16/2008	3065	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Bill Print-Check	11/11/2008	3834	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Check	11/28/2008	7628	OPERATION SMILE		6435 TIDEWATER DR		NORFOLK	VA
Bill Print-Check	07/17/2008	2156	AMERICAN HEART ASSOCIATION		520 GERVAIS ST STE 300		COLUMBIA	SC

61514347031

# Exhibit 5

13044341520

# McCain Palin

## COUNTING THE REFORM PROSPE

Because the McCain-Palin Campaign is participating in the presidential public funding system, it will not raise money in 2008. However, federal law allows the Campaign to establish the Compliance Fund to defray legal and accounting costs of the Campaign's public grant for media, mail, phones, and get-out-the-vote programs.

I assure you that if I'm elected president, the era of reform and problem solving will begin. From my first day in office, I will be prosperous and proud. And that, my friends, is the kind of change we need.

## Make a Contribution

### 1. Enter Contact Information

\*First Name:

\*Last Name:

The address below must match your credit card billing information

\*Address 1:

Address 2:

\*City:

\*State:

\*Zip:

Phone:

Email:

We are required by law to report the following information:

\*Employer:

\*Occupation:

(enter "None" if not currently employed)

### 2. Select an Amount

Please make your one-time donation below.

- ☐ \$25      ☐ \$1000  
☐ \$50      ☐ \$2300  
☐ \$100      ☐ \$   
☐ \$500

OR Please make an automatic monthly donation below.

- ☐ \$25      ☐ \$75  
☐ \$35      ☐ \$100  
☐ \$50      ☐ \$

Note that the amount selected in the automatic option will be charged to your credit card.

# You

Please  
complete  
Thank



credit card each month through 11/30/08.

### 3. Select Payment Method

\*Card Type: \*Card Number: \*Expires:  \*Security Code: 

A security code is the last 3 digits on the signature line on the back of your MasterCard number above your card number on the front of your American Express card.

### 4. Verify Your Contribution

By checking this box, I certify that:

- (1) This contribution is made from my own funds and will not be reimbursed by any other person;
- (2) This contribution is not made from the treasury funds of a corporation, labor union, or national organization;
- (3) I am a U.S. citizen or lawfully admitted permanent U.S. resident; and
- (4) I am not personally a federal-government contractor (employees of government contractors are exempt).

☐ If you understand and comply with the statement above please check the box.

### 5. Indicate Who Referred You

☐ No ☐ Yes, his/her name is 

If you live at an address outside of the United States, provide your U.S. passport number or permanent address:

**COMPLETE YOUR CONTRIBUTION**

Contributions to McCain-Palin Compliance Fund ("Compliance Fund") are not deductible as charitable contributions. Federal law requires us to report the name, address, occupation, and employer of any contributor who contributes to the Compliance Fund. An individual may contribute up to \$2,300, a couple may contribute up to \$4,600, and a federal multi-candidate committee may contribute up to \$10,000 to the Compliance Fund. Contributions to the Compliance Fund will be used solely for legal and accounting expenses, including a portion of the cost of broadcast advertising, campaign offices, and computer/web expenses. Compliance Fund contributions from being used for a candidate's election. Contributions from corporations, national banks, and foreign nationals without permanent residency status are prohibited.

If you would prefer to contribute by check, please mail it to:

McCain Palin Compliance Fund  
P.O. Box 16118  
Arlington, VA 22215

Or Call: (866) 775-2008

Paid for by McCain-Palin Compliance Fund

13044341522

# Exhibit 6

13044341523



<DATE>

«PREFIX» «FNAME» «LNAME»  
«STREET» «ADDR1»  
«CITY», «STATE» «ZIP» «PLUS4»

«GreetingLine»

Thank you for your generous support of John McCain 2008.

As you may know, federal law requires us to obtain and report the occupation and name of employer of individuals who contribute more than \$200 per election cycle. Currently we are missing one or both of these items from our records.

You may:

- email the requested information to: [FECinfo@McCain08HQ.com](mailto:FECinfo@McCain08HQ.com)
- complete information on this form and return in the enclosed postage-paid envelope, or fax it to (703) 790-9389 (no cover page necessary).

Thank you very much for your assistance in this matter.

Sincerely,



Kevin Broghamer  
Compliance Manager

**Please complete the information below:**

\_\_\_\_\_  
Full Name (if different from above)

\_\_\_\_\_  
Occupation

\_\_\_\_\_  
Employer

«PID»

13044341524

13044341525

# Exhibit 8

# PRIMARY REFUND LIST

PID	FULLNAME	STREET	CITY	STATE	ZIP	MID	PAMT	BATCHDTE	Check Date
56367888	Mr. Abdullah M. Abdullah	39345 Medina Court	Murrieta	CA	92582	735182	2300	03/12/2008	8/8/2008
56367887	Mr. Faisal Abdullah	16722 Lelana Court	Riverside	CA	92503	769844	2380	03/12/2008	8/8/2008
56377143	Mrs. Miriam Abdallah	39345 Medina Court	Murrieta	CA	92582	735185	2300	03/12/2008	8/8/2008
56377152	Mrs. Samar Abdullah	11863 Abington Street	Riverside	CA	92583	735248	2380	03/12/2008	8/8/2008
56371489	Mrs. Suha Abdullah	16722 Lelana Court	Riverside	CA	92503	759470	2300	03/12/2008	8/8/2008
56367889	Mr. Waleed Abdullah	27500 Murrieta Oaks Avenue	Murrieta	CA	92582	879918	2300	03/12/2008	8/8/2008
56367890	Mr. Saleh Abu-Hijleh	11863 Abington Street	Riverside	CA	92503	735238	2300	03/12/2008	8/8/2008
56367892	Nader I. Alhawash	1398 William McGrath Street	Colton	CA	92324	735109	2300	03/12/2008	8/8/2008
56377049	Sahar Alhawash	1398 William McGrath Street	Colton	CA	92324	735104	2300	03/12/2008	8/8/2008
56367894	Samira Badawiya	16176 Graceful Court	Riverside	CA	92504	879925	2300	03/12/2008	8/8/2008
56367894	Abdullah Makhilouf	8408 6th Street	Downey	CA	90241		2300		8/8/2008
56377882	Bahera Makhilouf	8408 6th Street	Downey	CA	90241		2300		8/8/2008
							27600		

13044341526

## GELAC REFUND LIST

PID	FULLNAME	STREET	CITY	STATE	ZIP	MID	GELAC	Check Date
56367888	Mr. Abdullah M. Abdullah	39345 Medina Court	Murrieta	CA	92562	735182	2300	8/8/2008
56377143	Mrs. Miriam Abdulh	39345 Medina Court	Murrieta	CA	92562	735185	2300	8/8/2008
56377182	Mrs. Samar Abdullah	11863 Abington Street	Riverside	CA	92503	735240	2300	8/8/2008
56367890	Mr. Saleh Abu-Hijleh	11863 Abington Street	Riverside	CA	92503	735238	2300	8/8/2008
56367892	Nader I. Alhawash	1398 William McGrath Street	Colton	CA	92324	735109	2300	8/8/2008
56377049	Sahar Alhawash	1398 William McGrath Street	Colton	CA	92324	735104	2300	8/8/2008
56367894	Samira Badawiya	16176 Graceful Court	Riverside	CA	92504	879925	2300	8/8/2008
56367894	Abdullah Makhoul	8408 6th Street	Downey	CA	90241		2300	8/8/2008
56377062	Bahera Makhoul	8408 6th Street	Downey	CA	90241		2300	8/8/2008
							20700	

13044341527

# Exhibit 9

13044341528



August 7, 2008

Dear \_\_\_\_\_:

Due to recent news reports, we are writing to remind you of the legal requirements for making contributions to federal candidates.

John McCain 2008 is prohibited by federal law from accepting contributions from corporations, government contractors, or foreign nationals (persons who are not US citizens or permanent residents). We may only accept contributions made by individuals from their own funds. Such contributions may not be reimbursed to you by any other person or entity.

We greatly appreciate your support and financial contribution. However, if your contribution does not meet all of these requirements, please contact me at (703)-650-\_\_\_\_\_ or \_\_\_\_\_@mccainhq08.com immediately so that we can arrange a refund of your contribution.

Sincerely,

\_\_\_\_\_  
Director of Treasury  
John McCain 2008

13044341529